

DAVIS AND BISHOP PLEAD NOT GUILTY

Former Bank Officials Arraigned
on Indictments Charging
False Entries.

WILL BE TRIED SEPARATELY

Demurrers Entered and Motions
to Quash Indictments
Overruled.

Times-Dispatch Bureau,
195 North Stearns Street,
Petersburg, Va., May 2.

In Corporation Court to-day several preliminary motions were made in the case of Charles Hall Davis, former president, and Carter R. Bishop, former cashier, of the Appomattox Trust, against whom jointly eleven joint indictments are pending, alleging false entries in the books of the bank. These indictments practically charge larceny. Indictments Nos. 1 and 2 of the series, are the first to be called for hearing, the one charging false entry on the 5th of October, 1908, at the sum of \$26,190, and the other charging on the same date the false entry of the sum of \$20,655, by which, it was alleged, Mr. Davis was permitted to obtain money, to which he was not entitled, as the charge in the indictment made a felony. On indictment No. 2, Carter R. Bishop is to be placed on trial at 10 o'clock to-morrow.

Preliminary Motions.
Counsel present and representing Mr. Davis to-day were John L. Lee, of Lynchburg; Colonel James Mann, of Norfolk; George S. Bernard and Lassiter & Drewry, of Petersburg. Counsel for Mr. Bishop, Wilcox & Wilcox. Counsel for both defendants united in the motions made to-day.

Indictments Sustained.
A motion to quash the indictments was made and a demurrer to each and all of the indictments and to each and every count therein was entered. These were submitted without argument. The general grounds upon which the motion to quash was made were ambiguity and insufficiency, lack of the clearness and precision necessary to properly inform the accused of the crimes with which they are charged. The court overruled both the demurrer and motion to quash, as the counsel expected and rather hoped would be done.

Bill of Particulars.
Colonel Mann, for the defense, then submitted a motion that the Commonwealth be required to furnish a bill of particulars in each indictment and each count therein assigning as reasons:

1. Under an indictment for larceny, it is impossible to prove many kinds of offenses made larceny by statute. With which of said offenses it is intended to charge the defendant?
2. What are the acts done by the defendant, Charles Hall Davis, which

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neutralizes the destructive
acids of the mouth—cleanses,
preserves and beautifies the
teeth, and imparts purity
and fragrance to the breath.

constitute the offense that it is claimed
he has committed?

3. If it is intended to charge that the money was withdrawn for the Appomattox Trust Company by means of checks or drafts, how many checks and drafts were presented and paid, and upon what dates and what was the amount of each?

This motion was argued at length by Colonel Mann and Mr. Lee for the defendant and Commonwealth's Attorney Mann for the State, after which the court took the matter under consideration.

Davis and Bishop Arraigned.
Charles Hall Davis and Carter R. Bishop were then arraigned on indictments Nos. 1 and 2. Standing as the long papers with their several counts each were read by the clerk, each of the defendants pleaded not guilty.

It was then arranged that Carter R. Bishop should be placed on trial at 10 o'clock to-morrow on indictment No. 2, charging a false entry of the sum of \$20,655 on October 5, 1908. He has elected to be tried separately.

All of the indictments (twelve) against Bishop for making false reports to the Corporation Commission, have been continued until the next term of the court. There are eleven joint indictments against Bishop and Davis for false entries.

At the indictments against Mr. Davis were continued, and he renewed his bail for his appearance.

Declares He Defied Pennsylv-

ana Railroad as Don Quixote

Defied Windmills.

[Special to The Times-Dispatch.]

Norfolk, Va., May 2.—Congressman Carter Glass, aspirant for the United States Senate, opened his campaign here to-night, and was greeted by an audience double the size of the one which greeted William A. Jones, a month ago. Mr. Glass scorned the votes and influence of the Norfolk and Norfolk county machine. He said the State was in danger of becoming "Alvah Martinized," for in Franklin county 300 Republicans voted in a democratic primary for no other reason than to be able to qualify for the senatorial primary. He ridiculed Senator Swanson's claim of "boldly defying the Pennsylvania Railroad" and "compelling that line to elect William H. White as president of the Richmond, Fredericksburg and Potomac." He said Mr. White could not be retained by the board of directors, a majority of whom are Pennsylvania men, unless he did what they said.

"Boldly defied the Pennsylvania," drawled the speaker. "So did Don Quixote defy the windmills. I am not giving to joking, gentlemen, but if any of you ever went to Washington and asked if the Governor's temporary appointee boldly defied the Pennsylvania while in Congress for thirteen years you would be given the laugh." Mr. Glass rapped McDonald Lee, chairman of the Fisheries Commission, and charged that the temperance question was being made an issue of the campaign because "he desires to levy an assessment upon the saloons." He declared, speaking of subsidizing the press, that he has made the guilty newspaper "yelp," and now he is waiting to hear the man, who subsidized the paper, "yelp."

For two and a half hours he held his crowd.

Around the Hotels

Captain James Baumgardner, of Staunton, came to Richmond yesterday. His visits of recent years have not been frequent, but he takes as much interest in current affairs and is as active physically as when he moved his company aside to permit the passage of General Lee to the rear when the commander of the army was back after his attempt to lead the charge at the Bloody Angle, at Spotsylvania.

Mr. Staunton man doesn't hear much common to visitors to the city. His impression is that Senator Edward Echols is not likely to have opposition for re-election.

Virginia at the Hotels.
Stump—E. C. Conkling, Norfolk; J. V. Woodward, Petersburg; W. P. Ives, Norfolk; W. W. Green, Emporia. . . .

Gilbert—J. J. Silvey, Warrenton; A. B. Ruff, Williamsburg; E. M. Durrance, Lynchburg; Charles S. Hunter, Staunton; R. L. Harris, Blackstone; N. J. Mulligan, Portsmouth; H. M. White, Williamsburg; G. W. Tucker, Virginia; Thomas Watkins, Halifax county; A. W. McClure, Staunton; H. A. Rowe, Ashland; L. P. Stearnes, Newport News; E. A. Thompson, Newport News; Mr. and Mrs. L. E. Martin, Bowling Green; P. T. Brittle, Waverly; Robert D. Davis, Norfolk; Mr. and Mrs. F. Saunders, Norfolk; W. W. Lee, Norfolk; R. C. Hite, Virginia; N. G. Norfleet, Suffolk.

Davis—Charles L. Daly, Bumpass, Branch Harlow, Quince; J. E. Blair, Norfolk.

Lexington—E. K. Mercereau, Staunton; L. C. Batton, Danville; A. D. Pennington, Norfolk; S. C. Lamberth, Gloucester; E. S. Flynn, Martinsville; E. H. Burgess, Virginia; E. D. Lockery, Clarksville; E. S. Trevett, Glen Allen; J. L. T. Harris, Norfolk; J. Finch, Clover; R. A. Harris, Norfolk; J. F. Holt, South Boston; O. F. Tribble, Roanoke; J. F. Casey, Lynchburg; J. L. Bunting, Norfolk.

Small Fire in West Cary.
Shortly after 10 o'clock last night a fire broke out at 1224 West Cary Street. The alarm was responded to by Engine Companies Nos. 6 and 10 and Truck Company No. 3, in charge of Assistant Chief W. H. The fire was extinguished by chemicals. The dam-

age was estimated as being between \$25 and \$50, and was fully covered by insurance.

The building was used by R. B. Johnson as a storage room for groceries. It is thought that the fire originated beneath the stairway among some old papers.

**WARN AMERICANS
TO LEAVE MEXICO**

(Continued From First Page.)

Unexpected meeting of skirmish parties ten miles southwest of Tecate late yesterday. Mesby was in advance of his men, and was shot from ambush. He fell from his horse, but continued to direct his men.

The two parties, comprising about fifty men, came upon one another suddenly, and began firing at close range. The skirmish caused a change in the plans of the rebels for an advance on Tijuana, Lower California.

Protection Is Asked.

Mexico City, May 2.—Accompanied by a member of the German legation, Ambassador Henry Lane Wilson to-day called at the Foreign Office and requested protection for Americans and Germans in Cuernavaca, which has been isolated since Saturday, and which is believed to be in danger of attack by rebels.

The Mexican government is disposed to give all protection possible to foreigners, to guard its state capitals from capture, and announcement was made at the War Department this afternoon that orders had been issued for additional troops to march to Cuernavaca, capital of Morelo, to protect foreigners as well as to garrison the city.

The foreign office has assured the United States embassy there is no cause for alarm.

No Hitch Will Occur.

El Paso, Texas, May 2.—Judge Francisco Carabaja, the official Mexican peace commissioner, arrived to-night, and immediately went into conference with Oscar Brant, Esquivel, Obregon and Rafael Hernandez, who have been acting in the negotiations.

At the conclusion of the conference, Senator Granit announced that Judge Carabaja had brought "full and necessary power" for treating with the rebel commissioners, and that no hitch would occur on that score.

It was said that the formal negotiations would be taken up to-morrow in a tent, to be erected in a willow grove on the Mexican side of the Rio Grande, half way between Juarez and the insurrecto camp.

Judge Carabaja will act alone, while Dr. Vasquez Gomez will represent the provisional government, advised by Don Francisco Madero, Sr., and Pino Suarez, provisional governor of Yucatan.

After a tedious wait for news of the whereabouts of Judge Carabaja, General Francisco J. Madero, Jr., this afternoon finally informed General Navarro. In command of the Federal troops in Juarez, that a three-days' prolongation of the present armistice, which expires at noon to-morrow will be acceptable, if the Federal government so desired. General Navarro telegraphed to Mexico City for instructions. Restlessness and impatience were in the face of the rebel leaders to-day, because of the dilatoriness of the negotiations.

"We shall prolong the armistice," said General Madero, "because we wish to be as reasonable as possible. We

**Free for Stomach
and Bowels**

We are in receipt of letters from Mrs. Eva Gaskins, 304 Madison St., Topeka, Kan., and Mr. P. H. Gavellas, Wagoner, Okla., as well as many others, telling about the wonderful results they have secured in the cure of their stomach and liver troubles by the use of Dr. Caldwell's Syrup Pepsin.

This remedy, as all readers doubtless know, has been before the public for a generation and is now being more extensively used than any other remedy for stomach, liver and bowel complaints. According to reliable testimony, it seems to be a very quick and lasting cure for indigestion, flatulence and dyspepsia, liver trouble, biliousness, headaches, sour stomach, gas on the stomach, drowsiness after eating and similar disorders. It is liquid with tonic effect, and so mild and gentle in action that a child as well as a grown person can take it—in fact, it has no equal for children, women and old people.

It arouses the flow of gastric juice, and by a peculiar action cleanses the stomach and bowel muscles to again do their work naturally, and in time medicines of all kinds can be dispensed with. A free sample bottle can be had for trial by sending your address to the doctor, for in this way Mrs. Gaskins, Mr. Gavellas and many others first learned of the cure. Later, when satisfied it is the remedy you need, do as others are doing, and buy it of your druggist at fifty cents and one dollar a bottle.

Dr. Caldwell does not feel that the purchase of his remedy ends his obligation. He has specialized in stomach, liver and bowel diseases for over forty years, and will be pleased to give the reader any advice on the subject free of charge. All are welcome to write him. Whether for the medical advice or the free sample, address him Dr. W. B. Caldwell, 541 Caldwell Building, Monticello, Ill.

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Small Fire in West Cary.

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Edward F. Croker, who recently resigned as head of the fire department of the metropolis. This picture shows him in his famous "Red Devil" auto.

don't want to be accused or seized on a pretext to break off the armistice. We wish to show our earnestness and sincerity in the negotiations."

Heavy Fighting Reported.

Tucson, Ariz., May 2.—Reports of heavy fighting between the rebels and Federals at La Colorado, state of Sonora, Mexico, were brought to-day by passengers from the west coast of Mexico.

The rebels claim to have recaptured

La Colorado, a rich mining camp, which was captured once before by the insurrectos and retaken in a bloody battle by the Federals.

Rebels Enter Chihuahua.

Chihuahua City, Mexico, May 2 (via Laredo, Texas, May 2).—A band of insurrectos entered this city to-day from the south and began an indiscriminate firing. It is presumed this was done to demonstrate their preparedness to

resume hostilities should the peace negotiations fail.

An alarm was soon sounded, and military headquarters and troops were sent to repel the party, and the insurrectos fled. No one was wounded.

PRESTON WINS BY CLOSE VOTE

Democrats Carry Mayoralty
Election in Baltimore After
Hard Fight.

Baltimore, Md., May 2.—After one of the most closely contested elections on record in Baltimore James H. Preston, Democrat, has been chosen Mayor of Baltimore for the next four years over former Mayor E. Clay Timanus, Republican. Until almost the end of the count to-night the result was in doubt, and it took over three-fourths of the city's vote to indicate who had won. Even on these figures it is impossible to say accurately what the winner's majority will be, but it is now estimated it will not exceed 500.

John Hubert, Democrat, for president of the second branch, ran ahead of the ticket, and is elected by about 4,000 majority over Mullikin, his Republican opponent. James F. Thrift, Democratic candidate for Controller, is elected by about the same majority over George R. Heffner.

The Democrats have carried a majority of the members of the first branch of City Council, and have apparently elected all their candidates for the second branch, with the exception of the two in the Fourth District, which the Republicans carried.

No doubt exists that all three of the proposed loans have carried, and the coming administration is assured of authority to expend \$10,000,000 additional on sewers, \$5,000,000 on paving and \$2,500,000 on paving in the annex.

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